



JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

M/051/0001

0004

September 16, 2009

Lon Thomas
Star Stone Quarries, Inc.
4040 South 300 West
Salt Lake City, Utah 84107

Subject: Copy of the Modification of Attachment A to the Reclamation Contract and Copy of the Surety Rider, Star Stone Quarries, Inc., Heber Quarry, M/051/0001, Rosebud, M/003/0026, Cotton Thomas, M/003/0024 Wasatch and Box Elder County, Utah

Dear Mr. Thomas:

Enclosed for your record are copies of the Modification of Attachment A to the Reclamation Contract and a copy of the Surety Riders increasing the surety, for the Heber Quarry, Rosebud and the Cotton Thomas Mines.

If you have any questions please call 801-538-5291 or email bondcoordinator@utah.gov.

Sincerely,

Penny Berry
Bond Coordinator

PB

Enclosure: Copy of the MA-RC and Surety Rider

P:\GROUPS\MINERALS\WP\M051-Wasatch\M0510001-HeberQuarry\final\Ltr-09162009.doc



0004

RECEIVED
SEP 08 2009
DIV. OF OIL, GAS & MINING

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

MODIFICATION OF ATTACHMENT A
TO THE
RECLAMATION CONTRACT

Name of Operator: Star Stone Quarries, Inc.Permit Number: M/051/0001Mine Name: Heber QuarryPhone Number: 801-262-4300

Per the executed reclamation contract, the surety agreement for reclamation obligation is included as Attachment A to the reclamation contract as follows:

Check the boxes that apply to this form:

Surety: ☐ Decrease
☐ Increase
☒ Replacement

Reason: ☐ Amendment to NOI
☐ Cancellation/ Termination of surety
☐ Escalation
☐ Partial Release of surety
☒ Other

Explain: Operator is replacing LOC in the amount of \$4,900.00 with a surety bond rider # increasing bond from \$102,500.00 to \$107,400.00 (\$4,900.00).

Surety Dollar Amount Associated With This Action: \$4,900.00

Surety Aggregate Amount: \$107,400.00

Included in this modification (surety must be attached)

Instrument(s):

☒ Corporate Surety
☐ LOC Letter of Credit
☐ CD Certificate of deposit
☐ Cash
☒ Rider
☐ Amendment
☐ Addendum
☐ Other

Explain: Surety bond rider #886969C

Other surety not affected by this modification will remain part of Attachment A and labeled as such.

This Modification will be effective as of the last date signed below

Authorized Officer Signature

Printed

Title

Date

John R. Baza
Division Director
Utah Division of Oil, Gas and Mining

Date

DEVELOPERS SURETY AND INDEMNITY COMPANY

BOND RIDER

To be attached to and form a part of Bond No. _____ Dated 2/23/2002. Star Stone Quarries, Inc.
, as Principal, and DEVELOPERS SURETY AND INDEMNITY COMPANY, as Surety, in favor of Department of
Natural Resources (Utah), Division of Oil, Gas and Mining, as Obligee.

It is understood and agreed that the Bond is changed or revised in the particulars as indicated below:

The above bond has been increase from \$102,500.00 to \$107,400.00.

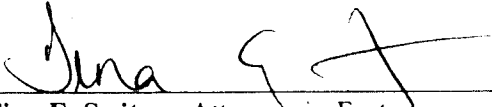
Said Bond shall be subject to all its terms, conditions, and limitations, except as herein expressly modified.

This Bond Ridershall become effective: 4/1/09

IN WITNESS WHEREOF, DEVELOPERS SURETY AND INDEMNITY COMPANY has caused its corporate seal
to be hereunto affixed this 1st day of April, 2009.

(Seal)

DEVELOPERS SURETY AND INDEMNITY COMPANY


Tina E. Switzer, Attorney-in-Fact

RECEIVED

APR 27 2009

DIV. OF OIL, GAS & MINING

POWER OF ATTORNEY FOR
DEVELOPERS SURETY AND INDEMNITY COMPANY
PO Box 19725, IRVINE, CA 92623 (949) 263-3300

KNOW ALL MEN BY THESE PRESENTS, that as except as expressly limited, DEVELOPERS SURETY AND INDEMNITY COMPANY, do each, hereby make, constitute and appoint

Fred Barker, Altus E. Wilder, III, Tina E. Switzer, Andrew C. Allison, Barbara M. Paske, jointly or severally

as their true and lawful Attorney(s)-in-Fact, to make, execute, deliver and acknowledge, for and on behalf of said corporations, as sureties, bonds, undertakings and contracts of suretyship giving and granting unto said Attorney(s)-in-Fact full power and authority to do and to perform every act necessary, requisite or proper to be done in connection therewith as each of said corporations could do, but reserving to each of said corporations full power of substitution and revocation, and all of the acts of said Attorney(s)-in-Fact, pursuant to these presents, are hereby ratified and confirmed

This Power of Attorney is granted and is signed by facsimile under and by authority of the following resolutions adopted by the respective Board of Directors of DEVELOPERS SURETY AND INDEMNITY COMPANY, effective as of January 1st, 2008

RESOLVED, that the chairman of the Board, the President and any Vice President of the corporation be, and that each of them hereby is, authorized to execute Powers of Attorney, qualifying the attorney(s) named in the Powers of Attorney to execute, on behalf of the corporations, bonds, undertakings and contracts of suretyship, and that the Secretary or any Assistant Secretary of the corporations be, and each of them hereby is, authorized to attest the execution of any such Power of Attorney.

RESOLVED, FURTHER, that the signatures of such officers may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures shall be valid and binding upon the corporations when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached

IN WITNESS WHEREOF, DEVELOPERS SURETY AND INDEMNITY COMPANY have severally caused these presents to be signed by their respective Vice President and attested by their respective Assistant Secretary this January 1st, 2008

By Stephen T. Pate
Stephen T. Pate, Senior Vice President

By Charles L. Day
Charles L. Day, Assistant Secretary,

State of California
County of Orange



On January 1st, 2008 before me, Christopher J. Roach, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Stephen T. Pate and Charles L. Day
Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature Christopher J. Roach
Christopher J. Roach

CERTIFICATE

The undersigned, as Assistant Secretary, of DEVELOPERS SURETY AND INDEMNITY COMPANY, does hereby certify that the foregoing Power of Attorney remains in full force and has not been revoked, and furthermore, that the provisions of the resolutions of the respective Boards of Directors of said corporations set forth in the Power of Attorney, are in force as of the date of this Certificate.

This Certificate is executed in the City of Irvine, California, the 1st day of April 08.

By Albert Hillebrand
Albert Hillebrand, Assistant Secretary